

A RESOLUTION BY

04-R-0800

COMMITTEE ON COUNCIL

A RESOLUTION APPOINTING THE CITY OF ATLANTA MUNICIPAL CLERK TO ACT AS THE MUNICIPAL ELECTION SUPERINTENDENT FOR A CITY OF ATLANTA SPECIAL ELECTION TO BE HELD TO FILL THE VACATED COUNCIL DISTRICT 12 SEAT; AUTHORIZING THE CLERK, IN HER CAPACITY AS MUNICIPAL ELECTION SUPERINTENDENT, TO CALL SAID SPECIAL ELECTION ON TUESDAY, JULY 20, 2004, TO PROVIDE SERVICES IN REGARDS TO QUALIFYING CANDIDATES FOR ELECTION TO SAID SEAT, AND TO UNDERTAKE ANY OTHER SUCH DUTIES AS ARE NECESSARY TO ACCOMPLISH THE HOLDING OF SAID SPECIAL ELECTION; SETTING THE DATES, TIMES AND FEE FOR THE QUALIFYING OF CANDIDATES; AND FOR OTHER PURPOSES.

WHEREAS, The Council has been informed by the Municipal Clerk that the position of elected representative for Council District 12 of the City of Atlanta has become vacant; and

WHEREAS, it is necessary to call a special election to fill the vacated Council District 12 Seat to be held on Tuesday, July 20, 2004; and

WHEREAS, if necessary, a City of Atlanta run-off election is to be held on Tuesday, August 10, 2004; and

WHEREAS, in accordance with O.C.G.A. Section 21-2-70.1(b) of the Georgia Election Code and Rules of the State Election Board, Section 2-307 of the Atlanta City Charter, and Section 66-1 of the Atlanta City Code, the governing authority of the City of Atlanta may authorize the Municipal Clerk to conduct elections in the City of Atlanta and/or to perform any and all functions, required by the Georgia Election Code and Rules of the State Election Board; and

WHEREAS, the governing authority of the City, in accordance with O.C.G.A. Section 21-2-70.1 (b), shall appoint the municipal election superintendent in a public meeting and the appointment shall be recorded in the minutes of said meeting; and

WHEREAS, pursuant to the O.C.G.A. § 21-2-131 (a) (1), the governing authority of any municipality, at least 35 days prior to a special election, shall fix and publish a qualifying fee for each municipal office to be filled in the upcoming election; and



WHEREAS, further pursuant to the O.C.G.A. § 21-1-131 (a) (1), such fee shall be 3 percent of the total gross salary of the office paid in the preceding calendar year including all supplements authorized by law.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA hereby resolves as follows:

SECTION 1: There shall be and is hereby called, as of the date of first publication of notice made by the Municipal Clerk, as Municipal Election Superintendent whose appointment is hereby authorized, a Special Election to fill the vacated position of elected representative for Council District 12 (the "Special Election"), which is to be held in accordance with the Georgia Election Code and Rules of the State Election Board, on Tuesday, July 20, 2004, and if necessary a City of Atlanta Run-off Election on Tuesday, August 10, 2004.

SECTION 2: In accordance with the provisions of this Ordinance, the Municipal Clerk, as the Municipal Election Superintendent for the Special Election, is authorized to undertake such duties as necessary to accomplish the holding of the Special Election; including the qualifying of candidates.

SECTION 3: The total gross salary for a City Council member of the City of Atlanta paid in the preceding calendar year 2003 is \$32,473 and thus the qualifying fee of 3 percent is set at \$ 974.19.

SECTION 4: Candidates shall qualify to fill the vacant Council District 12 Seat by filing a Notice of Candidacy and paying the required fee to the Municipal Election Superintendent, or designated agent, on Wednesday May 05, Thursday May 06 or Friday, May 07, 2004, between the hours of 8:30 a.m. and 4:30 p.m. Eastern Daylight Time at Atlanta City Hall, 55 Trinity Avenue, Suite 2700.

SECTION 5: That all resolutions and parts of resolutions in conflict herewith be and are hereby repealed.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

May 3, 2004
May 3, 2004

RCS# 5678
5/03/04
5:06 PM

Atlanta City Council

Regular Session

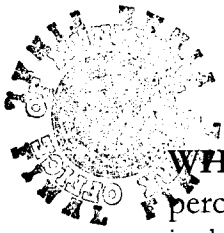
04-R-0800

MUN CLERK AS MUN ELE SUPER F/SPEC ELE
D-12 CALL ELE 7/20/04 QUAL/DATE/TIME/FEE
ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	NV Boazman	NV Woolard

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CANDIDATES AND FOR OTHER
PURPOSES, REFER
REGULAR REPORT REFER
ADVERTISE & REFER
1st ADOPT 2nd READ & REFER
PERSONAL PAPER REFER

ADOPTED BY

Date Referred MAY 3 2004

Referred To:

Date Referred COUNCIL

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred To

Committee Council

Date 5-3-04

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Refer To

Refer To

FINAL COUNCIL ACTION

☐ 2nd

☐ 1st & 2nd

☐ 3rd

Readings

☐ Consent

☐ V Vote

☒ RC Vote

CERTIFIED

CERTIFIED
MAY 3 2004

COUNCIL PRESIDENT PROTEM

CERTIFIED
MAY 3 2004

Public Hearing & Review
MUNICIPAL CLERK

APPROVED

MAY 03 2004

MAYOR